

IN THE CLAIMS:

1. (Currently Amended) A turnout apparatus for a railway track, the turnout apparatus comprising a raised track surface which is adapted to provide a path along which wheels of a train can travel from one railway track to another, wherein the raised track surface is of a sufficient height such that the wheels of the train are arranged to clear the ~~said~~ railway tracks.
2. (Currently Amended) ~~Apparatus~~ The apparatus according to claim 1, wherein a crossover comprising a pair of ~~said~~ turnouts is provided, the crossover being non-intrusive and optionally temporary.
3. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~either of claims 1 or 2~~ claim 1, wherein the raised track surface comprises a pair of rails, each rail further comprising a ramp surface which ~~is tapered~~ comprises a linear taper from a short or no height end to a relatively tall height end, the relatively tall height end being of the same height as that of the raised track surface and adjacent to an end of the raised track surface, the two combining to provide a path along which the wheel is permitted to travel while maintaining a substantially equal distance between a pair of raised rails, which combined, form the raised track surface.
4. (Cancelled)
5. (Cancelled)
6. (Cancelled)
7. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~any of claims 3 to 6~~ claim 3, wherein the ramp surface comprises a ramp for each rail, where both ramps incline simultaneously, avoiding differential levels, in relation to the respective rails of the ~~said~~ railway tracks.
8. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~any of claims 3 to 6~~ claim 3, wherein at least a portion of each rail of the raised track surface comprises a slot

formed therein, the slot being formed below a rail head portion and arranged to lie over or around the rail of the railway track being crossed with the rail head portion being releasably fixed to the rail being crossed.

9. (Cancelled)

10. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~any of claims 1 to 7~~ claim 1, wherein at least a portion of each rail of the raised track surface comprises a ~~railhead~~ rail head portion arranged to lie over or around a supporting member, the supporting member comprising a longitudinal axis which is arranged parallel to a longitudinal axis of the rail of the railway track and is arranged to lie over or around the rail of the railway track being crossed.

11. (Cancelled)

12. (Cancelled)

13. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~any of claims 10 to 12~~ claim 10, wherein the supporting member comprises at least an upper supporting member and at least a lower supporting member, the upper supporting member being planar and having an upper surface and a lower surface, the upper surface attached to at least a portion of a lower surface of the raised track and the lower surface laying on top of an uppermost surface of the lower supporting member.

14. (Cancelled)

15. (Cancelled)

16. (Cancelled)

17. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~claim 14 or to either of claims 15 or 16 when dependent upon claim 14~~ claim 13, wherein the planar upper supporting ~~planar~~ member is substantially wider than the ~~said~~ rail of the railway track being crossed and comprises a rectangular plate member.

18. (Cancelled)

19. (Currently Amended) ~~Apparatus~~ The apparatus according to claim 13 ~~or to any of claims 14 to 18 when dependent upon claim 13~~, wherein a pair of guide means are provided along at least a portion of ~~the~~ a length of the upper supporting member's length member, the guide means running parallel to the upper supporting member's longitudinal axis, and projecting downwardly in order, in use, to straddle the rail of railway track being crossed.

20. (Cancelled)

21. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~claims 13 or to any of claims 14 to 20 when dependent upon claim 13~~, wherein a pair of lower supporting members are provided at either side of at least a portion of the ~~said~~ rail of the railway track being crossed, the pair of lower supporting members combining to provide a substantially similar shape, width and position along the rail of the railway track being crossed as the upper supporting member, and are adapted to be releasably engaged thereto and releasably fixed thereto.

22. (Cancelled)

23. (Cancelled)

24. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~any preceding~~ claim 1, wherein at least a portion of the raised track surface is supported by the rail of the railway track being crossed and a fixing means and is formed on top of a rail head portion, wherein the height of a crossover member of the raised track surface at least equals the depth of a flange portion of the wheel of the train.

25. (Cancelled)

26. (Currently Amended) ~~Apparatus~~ The apparatus according to claim 25 1, wherein the raised track surface comprises a plurality of rail members, one or more of which comprise a curved radius away from one of the railway tracks towards the other railway track, the

plurality of rail members ~~combine~~ combining to form a turnout having a substantially continuous rail surface and ~~includes the following components~~ comprising:-]

a ramp member adapted to raise the train wheel to the raised height;

a curved radius rail adapted to urge the train away from one of the railway tracks towards the other railway track;

a substantially straight rail adapted to transfer the train from the curved radius rail of one track toward the other track; and

a crossover rail adapted to allow the train to pass over the inner rails of the first and second existing railway tracks at the raised height.

27. (Currently Amended) ~~Apparatus~~ The apparatus according to ~~any preceding~~ claim 1, wherein at least a portion of the raised track surface is supported in the lateral and/or vertical direction at a plurality of locations along its length by a support device, the support device comprising a plurality of pot sleeper arrangements.

28. (Cancelled)

29. (Cancelled)

30. (Cancelled)

31. (Currently Amended) ~~A method of allowing normal running of a train along one of a first and second existing railway track(s) having a crossover installed, in accordance with claim 2 or any of claims 3 to 30 when dependent upon claim 2, comprising;~~ The apparatus according to claim 2, wherein,

~~removing~~ one or more sections of the crossover are removed from engagement with ~~the said~~ one of the first and second existing railway track(s), such that the train does not travel onto the other of the ~~said~~ first and second existing railway tracks and a second portion of the raised track surface and at least a lower supporting member are left in place to allow normal running of a train along one of a first and second existing railway track(s) having a crossover installed.

32. (Cancelled)

33. (Cancelled)

34. (Currently Amended) ~~Apparatus~~ An apparatus for facilitating Single Line Working on a second railway track to clear a first railway track for maintenance or other purposes, the apparatus comprising a first non-intrusive crossover and a second non-intrusive crossover being spaced apart from the first non-intrusive crossover in the direction of the longitudinal axis of the pair of railway tracks, and which provide a path along which wheels of a train can travel from the first to the second railway track and from the second to the first railway track.

35. (Currently Amended) ~~Apparatus~~ The apparatus according to claim 34, wherein ~~the~~ at least one of the first and/or non-intrusive crossover and the second non-intrusive crossover comprise a raised track surface, the raised track surface being provided with a supporting means to support the passage of trains and a pair of turnouts, each pair of turnouts comprising a pair of rails.

36. (Cancelled)

37. (Cancelled)

38. (Currently Amended) A method which enables Single Line Working on a second railway track to clear a first railway track for maintenance by other purposes, the method comprising the steps of: [-]

providing a first non-intrusive crossover;

providing a second non-intrusive crossover at a location which is spaced apart from the first non-intrusive crossover in the direction of the longitudinal axis of the pair of railway tracks;

passing the train along the first non-intrusive crossover;

passing the train along the portion of the second railway track between the first and second non-intrusive crossover;

passing the train along the second non-intrusive crossover, such that the train is returned to a location on the first railway track which is spaced apart in the longitudinal direction from the first non-intrusive crossover.

39. (Currently Amended) A pot sleeper for supporting a rail of a railway track, the pot sleeper comprising:[-]

a body having an, in use, substantially planar upper surface onto which rails may be connected;

front and rear faces which extend downwardly at an angle to the upper surface, the faces having lower contact edges for contact with the ground; and

a pair of side ends which extend downwardly at an angle to the upper surface for a greater distance than the front and rear faces.

40. (Currently Amended) A The pot sleeper according to claim 39, wherein said lower contact edges have a greater surface area than the cross-sectional area of the front and rear sides, the front and rear faces combining with the upper surface to form an in use, inverted 'U' shaped body, the body being hollow and adapted to be at least partially filled with a filling material, while the pair of side ends combine to close the longitudinal axis of the 'U' shaped body.

41. (Cancelled)

42. (Cancelled)

43. (Currently Amended) A The pot sleeper according to ~~claims 39 to 42, wherein the upper surface is provided with~~ claim 39, comprising:

a coupling mechanism provided on the upper surface to permit coupling of the pot sleeper to a rail[.]; and

a connection mechanism provided to couple a first to a second respective pot sleeper, wherein the connection mechanism includes a substantially rigid member which extends therebetween, the substantially rigid member arranged to pass underneath the rails of an existing railway track.

44. (Cancelled)

45. (Cancelled)

46. (Currently Amended) ~~A method of installing and/or maintaining a pot sleeper according to any of claims 39 to 45~~ The pot sleeper according to claim 39, wherein the pot sleeper is installed and/or maintained in ground ballast comprising; by driving the pot sleeper into the ground ballast by mechanical vibrating mechanism means; and inserting an additional ballast or other material into the hollow body of the pot sleeper to at least establish the height of the pot sleeper, in use.

47. (Cancelled)